



93
B/IFW

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q86093

Hiroshi SHIMIZU

Allowed: May 18, 2006

Appln. No.: 10/523,411

Group Art Unit: 2873

Confirmation No.: 6251

Examiner: Loha Ben

Filed: February 3, 2005

For: LENS HOLDING JIG

**REQUEST FOR WITHDRAWAL OF EXAMINER'S AMENDMENT DESIGNATING
FIGS. 9 AND 10 AS "PRIOR ART" AND THE REQUEST FOR CORRECTED
DRAWINGS, AND STATEMENT OF SUBSTANCE OF INTERVIEW**

MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This relates to the Notice of Allowability mailed May 18, 2006.

The Notice includes an Examiner's Amendment labeling Figs. 9 and 10 as --PRIOR
ART-- and a request for corrected drawings labeling Figs. 9 and 10 as such.

As discussed with the Examiner by telephone on June 13, 2006, Figs. 9 and 10 depict the
present inventor Hiroshi Shimizu's own work and thus are not prior art against him absent a
statutory bar under section 102(b). There is no statutory bar under section 102(b) here because
Mr. Shimizu's JP 2003-71650 from which Figs. 9 and 10 are derived (see pages 2-5 of the
present specification) was published March 12, 2003, less than one year prior to the August 1,
2003 international filing date of the present application.

Request for Withdrawal of Examiner's Amendment Designating Figs. 9 and 10 as "Prior Art"
and the Request for Corrected Drawings, and Statement of Substance of Interview
U.S. Appln. No.: 10/523,411
Page 2

In view of the above, the Examiner is respectfully requested to provide a Supplemental
Notice of Allowability withdrawing the Examiner's Amendment labeling Figs. 9 and 10 as
--PRIOR ART-- and withdrawing the request for corrected drawings.

This paper provides a statement of the substance of the telephone interview between the
undersigned and Examiner Ben on June 13, 2006.

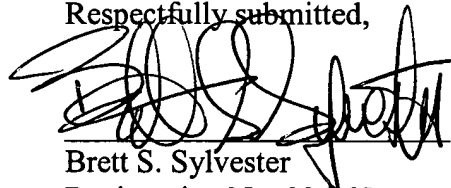
SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Respectfully submitted,



Brett S. Sylvester
Registration No. 32,765

Date: June 14, 2006